HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION (F) NO. 1893 OF 2005.
IN
FIRST APPEAL NO. 738 OF 2005.

Mrs. Revati Prakash Nerurkar. ..Applicant.

Versus.

Mr. Girish Prabhakar Nadkarni & Anr. ..Respondents.

Mr. S.V.Borkar i/b S.Y.Thorat for the applicants.

Mr. S.B.Prabhavlkar for the respondents.

CORAM: S.B.MHASE &
S.R.SATHE JJ

DATE: JULY 19, 2005.

P.C.

1. Heard both sides. This is an application making request to this court that the respondents be restrained by an order of injunction from transferring or alienating or changing the shares, securities and fixed deposits and other investments of the deceased - original plaintiff as set out in Schedules "A" to "D" attached to the pliant. Learned counsel for the appellant submitted that since the suit is dismissed these shares and securiteis are likely to be transferred and the appellant apprehends such transfer. Therefore, request for above referred prayer. The learned advocate for the appellant further submitted that such a

protection is necessary in order to maintain the suit property. Learned counsel for the respondent vehemently opposed this application, contending that there is no case made out for issuance of injunction or for continuing the order of status quo as prayed by the appellant. In view of these submissions, we pass the following order.

-: **O R D E R** :-

The respondent is hereby prohibited by an interim order from transferring or alienating the shares, securities and other investments of the deceased - original plaintiff, as set out in Schedules "A", "B", "C" & "D" to the plaint till the final disposal of this appeal.

Civil Application is accordingly disposed of.

(S.R.SATHE,J.) **(S.B.MHASE, J.)**

:srp/2005/